



PUBLIC NOTICE

Federal Communications Commission
445 12th St., S.W.
Washington, D.C. 20554

News Media Information 202 / 418-0500
Internet: <http://www.fcc.gov>
TTY: 1-888-835-5322

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OFFICE OF MANAGEMENT AND BUDGET GRANTS EMERGENCY APPROVAL FOR INFORMATION COLLECTION MANDATED UNDER 700 MHZ WAIVER PETITION ORDER IN PS DOCKET 06-229

On May 12, 2010, the Commission issued an *Order* in PS Docket No. 06-229, FCC 10-79, granting, with conditions, 21 waiver petitions filed by public safety entities (“Petitioners”) seeking early deployment of statewide or local public safety broadband networks in the 700 MHz spectrum.¹

The *Order* requires each Petitioner to provide specific information prior to deployment about the technical specifications of its proposed network, to provide periodic updates on the progress of its individual deployment, and to obtain a spectrum lease from the Public Safety Spectrum Trust for use of spectrum. On May 21, 2010, the Public Safety and Homeland Security Bureau released a public notice providing further guidance on the requirements set forth in the *Order*.²

On June 18, 2010 the Office of Management and Budget (OMB) granted emergency approval under the above-referenced OMB control number for the information collections specified in the *Order*. Pursuant to OMB’s approval, the Bureau announces the following due dates for submission of information under the *Order* to the Bureau and/or the Emergency Response Interoperability Center (ERIC):

- **Spectrum Leases:**³ August 18, 2010.
- **Interoperability Showings:**⁴ July 19, 2010.
- **Initial Quarterly Reports:**⁵ July 19, 2010.

¹ See Requests for Waiver of Various Petitioners to Allow the Establishment of 700 MHz Interoperable Public Safety Wireless Broadband Networks, PS Docket No. 06-229, *Order*, 25 FCC Rcd 5145 (2010) (*Order*).

² See Public Safety and Homeland Security Bureau Provides Further Guidance to Conditional Waiver Recipients On Completing the Interoperability Showing Required by the 700 MHz Waiver Order, *Public Notice*, DA 10-923 (rel. May 21, 2010).

³ *Order* at ¶ 24.

⁴ *Id.* at ¶ 55.

⁵ *Id.* at ¶ 64.

- **Certification of Coordination with Adjacent Jurisdictions:**⁶ Within 30 days of completion of coordination agreement and within 30 days of any changes or updates.
- **Certification of State Notification:**⁷ Prior to construction or deployment.
- **Certification of Vendor Participation in Demonstration Network:**⁸ Upon equipment submission.

By this Public Notice, we also advise parties that, pursuant to 47 C.F.R. § 0.442 and 44 U.S.C. § 3510, filings submitted with a request for confidentiality may be shared with other Federal agencies in the course of ERIC's review and the Commission's consideration of the information provided. Any agencies receiving such information are subject to the same restrictions as the Commission with respect to disclosure. Parties that plan to file with a request for confidential treatment of their filing should indicate in their request for confidentiality whether they oppose disclosure to other Federal agencies under the terms of section 0.442.

Finally, pursuant to 47 C.F.R. § 1.1200(a), we advise parties that presentations by other Federal agencies addressing the interoperability showings or related materials will be treated as exempt from our ex parte rules for purposes of Docket PS 06-229. We find the public interest would be served by this exemption in order to ensure adequate coordination with other interested Federal agencies while recognizing the sensitive nature of some of the information provided regarding public safety communications.

For further information, contact David Furth of the Public Safety and Homeland Security Bureau at (202) 418-0632 (voice), or via e-mail at David.Furth@fcc.gov.

By the Chief, Public Safety and Homeland Security Bureau.

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⁶ *Id.* at ¶ 42.

⁷ *Id.* at ¶ 52.

⁸ *Id.* at ¶ 61.